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8 Attorney for Defendant,
9 FREDERICK THOMAS
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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

1 UNITED STATES OF AMERICA,
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3 Plaintiff,
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5 vs.
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7 FREDERICK THOMAS,
8 Defendant.

CASE NO.: 2:12-CR-0004-APG-(GWF)

**STIPULATION AND
ORDER RE: RECOMMENDATIONS TO
THE BOP FOR DEFENDANT
FREDERICK THOMAS**

IT IS HEREBY STIPULATED AND AGREED by and between Dayle Elieson, United States Attorney, and Kelly Pearson, Assistant United States Attorney, counsel for the United States of America, and Maysoun Fletcher, Esq., counsel for the defendant, Frederick Thomas, that the parties respectfully request this Court's recommendation to the Bureau of Prisons (BOP) to immediately turn over Mr. Thomas to the United States Probation Office's (USPO) Monitored Home Confinement in Orlando, Florida ("supervised house arrest").

The Stipulation is entered into for the following reasons:

1. On December 17, 2014, after Defendant had plead guilty without the benefit of a plea agreement, he was convicted of violating one count of 18 USC §1962(c), Participation in a Racketeer Influenced Corrupt Organization and one count of 18 USC § 1962(d), Conspiracy Engage in a Racketeer Influenced Corrupt Organization. (ECF No. 874). Defendant was sentenced

1 to 60 months imprisonment (per count, to run concurrently), a special assessment of \$200, and
2 restitution of \$50,893,166.35. (*Id.*, pp. 2 and 5.)

3 2. While incarcerated, Mr. Thomas successfully completed the BOP's 500 hour
4 Residential Drug Abuse Program (RDAP) (See **Exhibit A**) and was approved on January 19, 2018 to
5 be released to a Residential Reentry Center on March 27, 2018 (**Exhibit B**). However, just prior to
6 his release, he was informed of a new indictment¹ and a few days later picked up by the US
7 Marshalls for his initial arraignment and detention hearing.

8 3. On April 13, 2018, a detention hearing was held on his new case² where it was ordered
9 that Mr. Thomas be released on a personal recognizance bond with conditions (please see ECF 383,
10 attached as **Exhibit C**).

11 4. Since his personal recognizance release on April 13, 2018, the BOP has not released
12 him to the halfway house, as previously approved, due to the pending indictment.

13 5. But for the new Indictment, Mr. Thomas was scheduled to be released to a halfway
14 house on March 27, 2018 and fully released from BOP custody on July 24, 2018³.

15 6. Mr. Thomas' continued imprisonment in Montgomery Federal Prison Camp
16 ("Montgomery FPC") has deprived him of his good time credit earned from completion of the
17 RDAP program⁴, has caused extreme strain on the attorney/client relationship, and made it
18 tremendously difficult for counsel to communicate with Mr. Thomas and effectively represent him.

19
20 ¹On January 30, 2018, Mr. Thomas, along with 35 other co-defendants, was indicted in this Court
21 for one count of Racketeering, in violation of 18 U.S.C. 1962(c) in Case No. 2:17-cr-00306-JCM-
22 PAR-06 [ECF 188]. The new Indictment alleges that Mr. Thomas became a member of the
23 organization in November of 2011 (ECF 188, pp. 15, No. 7).

24 ² Case No. 2:17-cr-00306-JCM-PAR-06

25 ³See **Exhibit D**, Inmate Skills Development Plan, Program Review 10-31-17 showing his projected
26 release of 7-24-18.

27 ⁴ See **Exhibit D**.

1 7. The parties would like to effectuate Mr. Thomas' release on house arrest under the
2 supervision of the United States Probation Department.

3 8. Therefore, the parties respectfully request this Court's assistance and recommendation
4 to the BOP for Mr. Thomas' immediate release from Montgomery FPC and placement on house
5 arrest in Orlando, Florida under the supervision of the United States Probation Department for the
6 duration of his prison sentence⁵.

7 Dated this 7th day of September, 2018.

8 /s/ Kelly Pearson
9 **Kelly Pearson, Esq.**
10 Deputy Chief
11 Organized Crime and Gang Section
12 1301 New York Avenue, N.W.
13 Washington, D.C. 20005

/s/ Maysoun Fletcher
Maysoun Fletcher, Esq.
5510 South Fort Apache Road
Las Vegas, Nevada 89148
Attorney for Defendant, Frederick Thomas

27 ⁵ Mr. Thomas' mother, sister, girlfriend, children, and employer are all located in Orlando, Florida.
28

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12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**
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15 UNITED STATES OF AMERICA,
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17 Plaintiff,
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19 vs.
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21 FREDERICK THOMAS,
22 Defendant.
23

CASE NO.: 2:12-CR-0004-APG-(GWF)

24 **FINDINGS OF FACT**
25

26 Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court
27 finds:

28 This Stipulation is entered into for the following reasons:

1. On December 17, 2014, after Defendant had plead guilty without the benefit of a plea agreement, he was convicted of violating one count of 18 USC §1962(c), Participation in a Racketeer Influenced Corrupt Organization and one count of 18 USC § 1962(d), Conspiracy Engage in a Racketeer Influenced Corrupt Organization. (ECF No. 874). Defendant was sentenced to 60 months imprisonment (per count, to run concurrently), a special assessment of \$200, and restitution of \$50,893,166.35. (*Id.*, pp. 2 and 5.)

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1 Residential Drug Abuse Program (RDAP) (See **Exhibit A**) and was approved on January 19, 2018
2 to be released to a Residential Reentry Center on March 27, 2018 (**Exhibit B**). However, just prior
3 to his release, he was informed of a new indictment⁶ and a few days later picked up by the US
4 Marshalls for his initial arraignment and detention hearing.

5 3. On April 13, 2018, a detention hearing was held on his new case⁷ where it was ordered
6 that Mr. Thomas be released on a personal recognizance bond with conditions (please see ECF 383,
7 attached as **Exhibit C**).

8 4. Since his personal recognizance release on April 13, 2018, the BOP has not been able to
9 place him in a halfway house due to the pending indictment.

10 5. But for the new Indictment, Mr. Thomas was scheduled to be released to a halfway
11 house on March 27, 2018 and fully released from BOP custody on July 24, 2018⁸.

12 6. Mr. Thomas' continued imprisonment in Montgomery Federal Prison Camp
13 ("Montgomery FPC") has deprived him of his good time credit earned from completion of the
14 RDAP program⁹, has caused extreme strain on the attorney/client relationship, and made it
15 tremendously difficult for counsel to communicate with Mr. Thomas and effectively represent him.

16 7. The parties would like to effectuate Mr. Thomas' release on house arrest under the
17 supervision of the United States Probation Department.

18 8. Therefore, the parties respectfully request this Court's assistance and recommendation
19

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21 for one count of Racketeering, in violation of 18 U.S.C. 1962(c) in Case No. 2:17-cr-00306-JCM-
22 PAR-06. (ECF 188). The new Indictment alleges that Mr. Thomas became a member of the
23 organization in November of 2011 (ECF 188, pp. 15, No. 7).

24 ⁷ Case No. 2:17-cr-00306-JCM-PAR-06

25 ⁸See **Exhibit D**, Inmate Skills Development Plan, Program Review 10-31-17 showing his projected
26 release of 7-24-18.

27 ⁹ See **Exhibit D**.

1 to the BOP for Mr. Thomas' immediate release from Montgomery FPC and placement on house
2 arrest in Orlando, Florida under the supervision of the United States Probation Department for the
3 duration of his prison sentence.

4 **ORDER**

5 **IT IS HEREBY ORDERED** that the Court is aware of its prior sentence of 60 months
6 incarceration in this case; is aware of the new Indictment against Defendant Frederick Thomas
7 under Case Number 2:17-cr-00306-JCM-PAR-06; and pursuant to the stipulation of the
8 Government and Defendant, the Court hereby recommends that the Bureau of Prisons immediately
9 turn over Mr. Thomas to the United States Probation Office's (USPO) Monitored Home Confinement
10 in Orlando, Florida so that he can be on supervised house arrest for the duration of his prison
sentence.

11 IT IS SO ORDERED.

12 Dated: September 10, 2018.

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14 U.S. DISTRICT COURT JUDGE
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EXHIBIT A

Certificate of Achievement

Presented to

Frederick Thomas

For successfully completing
the residential portion of the

Residential Drug Abuse Treatment Program

This milestone, while significant, is not the completion of the treatment requirements. Frederick Thomas is hereby eligible to move forward to the follow-up and/or community treatment components of RDAP.

C. Long, Psy.D.

Dr. Hughes, Ph.D., DAP Coordinator Date
FPC Montgomery

October 3, 2017

EXHIBIT B

BP-A0291
NOV 12

FURLOUGH APPLICATION - APPROVAL AND RECORD COFRM

Am²

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

Inmate's Name THOMAS, FREDERICK	Register No. 56341-018	Institution (address and phone number) FPC MONTGOMERY MONTGOMERY, AL 36112 334-293-2100	
APPLICATION			
Purpose of Visit: RRC RELEASE	Sentry Assignment: FURL TRANS	Date/Time of Departure: 03/26/18 @ 4:00 AM	Date/Time of Return: N/A
Furlough Address (include name of responsible party if applicable): Kansas City Community Center 1514 Campbell, Kansas City, MO 64108			
Telephone No. (including Area Code): (816) 421-6670			
Point of Contact for Emergency: FPC MONTGOMERY 334-293-2100	Method of Transportation: BUS	Detainer/Pending Charges: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Verified by (CSM Staff) <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
NOTE TO APPLICANT: You are reminded that should any unusual circumstances arise during the period of your visit, you should notify the institution immediately at telephone: 334-293-2100			
UNDERSTANDING			
I understand that if approved, I am authorized to be only in the area of the destination shown above and at ordinary stopovers or points on a direct route to or from that destination. I understand that my furlough only extends the limits of my confinement and that I remain in the custody of the Attorney General of the United States. If I fail to remain within the extended limits of this confinement, it shall be deemed as escape from the custody of the Attorney General, punishable as provided in Section 751 of Title 18, United States Code. I understand that I may be thoroughly searched upon my return to the institution and that I will be held responsible for any item of contraband or illicit material that is found. I have read or had read to me, and I understand that the foregoing conditions govern my furlough, and will abide by them. I have read or had read to me, and I understand the CONDITIONS OF FURLOUGH as set forth on the reverse of this form.			
A. ROBBINS Witness Unit Secretary Title		F. J. [Signature] Signature of Applicant 1-12-18 Date Signed	
ADMINISTRATIVE ACTION			
Information Verified by		Title	
Name of USPO Notified		Date of Notification	
Does USPO Have Any Objections to Furlough? (If so, explain)			
APPROVAL			
Approval for the above named Inmate to leave the Institution on a furlough as outlined is hereby granted in accordance with P.L. 93-209 and the BOP Furlough Program Statement. The period of furlough is From 03/26/18 4:00 AM To 03/27/18 9:25 AM		As CMC, I have reviewed the Request for Activity Clearance (404) and the SENTRY CIM Clearance and Separatee Data and I recommend the inmate be approved to participate in this furlough. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Signature of CMC [Signature]	
Chief Executive Officer (Name & Date) - Approval and signature certifies CIM Clearance <input checked="" type="checkbox"/> Approval <input type="checkbox"/> Disapproval Reason(s) for disapproval:			
Walter J. Wood, SR, Warden [Signature] Date: 3/19/18			
RECORD			
Date/Time Released:		Date/Time Returned:	
Travel Schedule: Depart Camp @ 4:00 AM (CST) on 03/26/18 via town driver. Depart Montgomery, AL @ 5:00 AM (CST) on 03/26/18 via bus. Arrive in Kansas City, MO @ 7:25 AM (CST) on 03/27/18. Report to RRC Facility NLT 9:25 AM (CST) on 03/27/18.			

Last Name
THOMAS

First Name
FREDERICK

Middle Name


Suffix

Ht. 6' 0" Wt. 175

Race BLK Hair BRO

REG# 56341-018 MON 56341-018 THOMAS

12-12-2018



(a) An inmate who violates the conditions of a furlough may be considered an escapee under 18 U.S.C. § 4082 or 18 U.S.C. § 751, and may be subject to criminal prosecution and institution disciplinary action.

(b) A furlough will only be approved if an inmate agrees to the following conditions and understands that, while on furlough, he/she:

- (1) Remains in the legal custody of the U.S. Attorney General, in service of a term of imprisonment;
- (2) Is subject to prosecution for escape if he/she fails to return to the institution at the designated time;
- (3) Is subject to institution disciplinary action, arrest, and criminal prosecution for violating any conditions(s) of the furlough;
- (4) May be thoroughly searched and given a urinalysis, breathalyzer, and other comparable test, during the furlough or upon return to the institution, and must pre-authorize the cost of such test(s) if the inmate or family members are paying the other costs of the furlough. The inmate must pre-authorize all testing fee(s) to be withdrawn directly from his/her inmate deposit fund account;
- (5) must contact the institution (or United States Probation Officer) in the event of arrest, or any other serious difficulty or illness; and
- (6) Must comply with any other special instructions given by the institution.

Special Instructions:

It has been determined that consumption of poppy seeds may cause a positive drug test which may result in disciplinary action. As a condition of my participation in community programs, I will not consume any poppy seeds or items containing poppy seeds.

(Note: Additional conditions may be added to Special Instructions as warranted).

(c) While on furlough, the inmate must not:

- (1) Violate the laws of any jurisdiction (federal, state, or local);
- (2) Leave the area of his/her furlough without permission, except for traveling to the furlough destination, and returning to the institution;
- (3) Purchase, sell, possess, use, consume, or administer any narcotic drugs, marijuana, alcohol, or intoxicants in any form, or frequent any place where such articles are unlawfully sold, dispensed, used, or given away;
- (4) Use medication that is not prescribed and given to the inmate by the institution medical department or a licensed physician;
- (5) Have any medical/dental/surgical/psychiatric treatment without staff's written permission, unless there is an emergency. Upon return to the institution, the inmate must notify institution staff if he/she received any prescribed medication or treatment in the community for an emergency;
- (6) Possess any firearm or other dangerous weapon;
- (7) Get married, sign any legal papers, contracts, loan applications, or conduct any business without staff's written permission;
- (8) Associate with persons having a criminal record or with persons who the inmate knows to be engaged in illegal activities without staff's written permission;
- (9) Drive a motor vehicle without staff's written permission, which can only be obtained if the inmate has proof of a currently valid driver's license and proof of appropriate insurance; or
- (10) Return from furlough with anything the inmate did not take out with him/her (for example, clothing, jewelry, or books)

I have read, or had read to me, and I understand the above conditions concerning my furlough and agree to abide by them.

Inmate's Signature: *FREDERICK THOMAS* Reg. No.: 56341-018 Date: 1-12-18

Signature/Printed Name of Staff Witness: *J. A. [illegible]*

Record Copy - Inmate Central File;

Copy - Control Center, Chief Correctional Services Supervisor, Correctional Systems Department,

Inmate Use on Furlough

EXHIBIT C

AO 98 (Rev. 12/11) Appearance Bond

<input checked="" type="checkbox"/> FILED	<input type="checkbox"/> RECEIVED
<input type="checkbox"/> ENTERED	<input type="checkbox"/> SERVED ON
COUNSEL/PARTIES OF RECORD	
APR 13 2018	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY: _____	DEPUTY _____

UNITED STATES DISTRICT COURT

for the
District of Nevada

United States of America)

v.)

Frederick Thomas)

Defendant)

Case No. 2:17-cr-306-JCM-PAL

APPEARANCE BOND

Defendant's Agreement

I, Frederick Thomas (defendant), agree to follow every order of this court, or any court that considers this case, and I further agree that this bond may be forfeited if I fail:

- (X) to appear for court proceedings;
 (X) if convicted, to surrender to serve a sentence that the court may impose; or
 () to comply with all conditions set forth in the Order Setting Conditions of Release.

Type of Bond

- (☒) (1) This is a personal recognizance bond.
 () (2) This is an unsecured bond of \$ _____.
 () (3) This is a secure bond of \$ _____, secured by:
 () (a) \$ _____, in cash deposited with the court.
 () (b) the agreement of the defendant and each surety to forfeit the following cash or other property
 (describe the cash or other property, including claims on it - such as a lien, mortgage, or loan - and attach proof of
 ownership and value):

If this bond is secured by real property, documents to protect the secured interest may be filed of record.

- () (c) a bail bond with a solvent surety (attach a copy of the bail bond, or describe it and identify the surety):

Forfeiture or Release of the Bond

Forfeiture of the Bond. This appearance bond may be forfeited if the defendant does not comply with the above agreement. The court may immediately order the amount of the bond surrendered to the United States, including the security for the bond, if the defendant does not comply with the agreement. At the request of the United States, the court may order a judgement of forfeiture against the defendant and each surety for the entire amount of the bond, including interest and costs.

UNITED STATES DISTRICT COURT
for the
District of Nevada

United States of America
v.

Frederick Thomas
Defendant

Case No. 2:17-cr-306-JCM-PAL

ORDER SETTING CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at:

As Ordered

Place

on

As Ordered

Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance Bond, if ordered.

ADDITIONAL CONDITIONS OF RELEASE

Upon finding that release by one of the above methods will not be itself reasonably assure the defendant's appearance and the safety of other persons or the community, IT IS FURTHER ORDERED that the defendant's release is subject to the conditions marked below:

SUPERVISION

- () (6) The defendant is placed in the custody of:

Person or organization _____

Address (only if above is an organization) _____

City and state _____

Tel. No. _____

(only if above is an organization) _____

who agrees (a) to supervise the defendant in accordance with all of the conditions of release, (b) to use every effort to assure the defendant's appearance at all scheduled court proceedings and (c) to notify the court immediately if the defendant violates any condition of release or disappears.

Signed: _____

Custodian or Proxy

Date

- (☒) (7) The defendant shall report to: (☒ U.S. Pretrial Services Office (☒ Las Vegas 702-464-5630 () Reno 775-686-5964
no later than: _____ () U.S. Probation Office () Las Vegas 702-527-7300 () Reno 775-686-5980

- () (8) The defendant is released on the conditions previously imposed.

BOND

- () (9) The defendant shall execute a bond or an agreement to forfeit upon failing to appear as required the following sum of money or designated property: _____
- () (10) The defendant shall post with the court the following proof of ownership of the designated property, or the following amount or percentage of the above-described sum: _____
- () (11) The defendant shall execute a bail bond with solvent sureties in the amount of \$ _____.

PENDING MATTERS

- () (12) The defendant shall satisfy all outstanding warrants within _____ days and provide verification to Pretrial Services or the supervising officer.
- () (13) The defendant shall pay all outstanding fines within _____ days and provide verification to Pretrial Services or the supervising officer.
- () (14) The defendant shall abide by all conditions of release of any current term of parole, probation, or supervised released.

IDENTIFICATION

- (☒) (15) The defendant shall use his/her true name only and shall not use any false identifiers.
- () (16) The defendant shall not possess or use false or fraudulent access devices.

TRAVEL

- () (17) The defendant shall surrender any passport and/or passport card to U.S. Pretrial Services or the supervising officer.
- () (18) The defendant shall report any lost or stolen passport or passport card to the issuing agency as directed by Pretrial Services or the supervising officer within 48 hours of release.
- () (19) The defendant shall not obtain a passport or passport card.

- (☒) (20) The defendant shall abide by the following restrictions on personal association, place of abode, or travel:
Travel is restricted to the following areas:

() Clark County, NV () Washoe County, NV () State of NV () Continental U.S.A. (☒ Other

- (☒) (21) The defendant may travel to District of Nevada for the purpose of Court only.

- District of Kansas at the halfway house
- Travel is restricted to Florida once in Florida.

RESIDENCE

- (☒) (22) The defendant shall maintain residence at (☒ current or () at: _____

and may not move prior to obtaining permission from the Court, Pretrial Services or the supervising officer.

- () (23) The defendant shall maintain residence at a halfway house or community corrections center as Pretrial Services or the supervising officer considers necessary.
- () (24) The defendant shall pay all or part of the costs for residing at the halfway house or community corrections center based upon his/her ability to pay as Pretrial Services or the supervising officer determines.
- () (25) The defendant shall return to custody each (week) day at _____ o'clock after being released each (week) day at _____ o'clock for employment, schooling, or the following purpose(s): _____

EMPLOYMENT

- (☒) (26) The defendant shall maintain or actively seek lawful and verifiable employment and notify Pretrial Services or the supervising officer prior to any change.
- () (27) The defendant shall not be employed in, or be present in, any setting directly involving minor children.
- () (28) The defendant shall not secure employment in the following field(s): _____
- () (29) The defendant is prohibited from employment/self-employment in a setting where he/she has access to financial transactions or the personal identifiers of others.

EDUCATION/VOCATION

- ☐ (30) The defendant shall maintain or commence an education or vocational program as directed by Pretrial Services or the supervising officer.

CONTACT

- ☒ (31) The defendant shall avoid all contact directly or indirectly with any person who is or may become a victim or potential witness in the investigation or prosecution, including but not limited to: _____.
- ☒ (32) The defendant shall avoid all contact directly or indirectly with co-defendant(s) unless it is in the presence of counsel.
- ☐ (33) The defendant is prohibited from contact with anyone under the age of 18, unless in the presence of a parent or guardian who is aware of the alleged instant offense.
- ☐ (34) The defendant shall report as soon as possible to Pretrial Services or the supervising officer any contact with law enforcement personnel, including but not limited to any arrest, questioning, or traffic stop.

FIREARMS/WEAPONS

- ☐ (35) The defendant shall refrain from possessing a firearm, destructive device, or other dangerous weapons.
- ☐ (36) Any firearms and/or dangerous weapons shall be removed from the defendant's possession within 24 hours of release from custody and the defendant shall provide written proof of such to Pretrial Services or the supervising officer.

SUBSTANCE ABUSE TESTING AND TREATMENT

- ☐ (37) The defendant shall submit to an initial urinalysis. If positive, then (38) applies.
- ☐ (38) The defendant shall submit to any testing required by Pretrial Services or the supervising officer to determine whether the defendant is using a prohibited substance. Any testing may be used with random frequency and may include urine testing, the wearing of a sweat patch, a remote alcohol testing system and/or any form of prohibited substance screening or testing. The defendant shall refrain from obstructing or attempting to obstruct or tamper, in any fashion, with the efficiency and accuracy of any prohibited substance testing or monitoring which is/are required as a condition of release.
- ☐ (39) The defendant shall pay all or part of the cost of the testing program based upon his/her ability to pay as Pretrial Services or the supervising officer determines.
- ☐ (40) The defendant shall refrain from use or unlawful possession of a narcotic drug or other controlled substances defined in 21 U.S.C. §802, unless prescribed by a licensed medical practitioner.
- ☐ (41) The defendant shall refrain from any use of alcohol.
- ☐ (42) The defendant shall refrain from the excessive use of alcohol.
- ☐ (43) The defendant shall refrain from the use or possession of synthetic drugs or other such intoxicating substances.
- ☐ (44) The defendant shall not be in the presence of anyone using or possessing:
- ☐ (44A) A narcotic drug or other controlled substances
 - ☐ (44B) Alcohol
 - ☐ (44C) Intoxicating substances or synthetics
- ☐ (45) The defendant shall participate in a program of inpatient or outpatient substance abuse therapy and counseling if Pretrial Services or the supervising officer considers it advisable.
- ☐ (46) The defendant shall pay all or part of the cost of the substance abuse treatment program or evaluation based upon his/her ability to pay as determined by Pretrial Services or the supervising officer.

MENTAL HEALTH TREATMENT

- ☐ (47) The defendant shall undergo medical or psychiatric treatment.
- ☐ (48) The defendant shall submit to a mental health evaluation as directed by Pretrial Services or the supervising officer.
- ☐ (49) The defendant shall pay all or part of the cost of the medical or psychiatric treatment program or evaluation based upon his/her ability to pay determined by Pretrial Services or the supervising officer.

LOCATION MONITORING

- ☐ (50) The defendant shall participate in one of the following location monitoring program components and abide by its requirements as Pretrial Services or the supervising officer instructs.
- ☐ (50A) Curfew.
The defendant is restricted to his/her residence every day from _____ to _____ and/or a time schedule deemed appropriate by Pretrial Services or the supervising officer.
 - ☐ (50B) Home Detention.
The defendant is restricted to his/her residence at all times except for employment; education; religious services; medical, substance abuse or mental health treatment; attorney visits; court appearances; court-ordered obligations; or other activities pre-approved by Pretrial Services or the supervising officer.
 - ☐ (50C) Home Incarceration.
The defendant is restricted to 24-hour-a-day lock-down except for medical necessities and court appearances or other activities specifically approved by the court.

- () (51) The defendant shall submit to the type of location monitoring technology indicated below and abide by all of the program requirements and instructions provided by Pretrial Services or the supervising officer related to the proper operation of the technology.
- () (51A) Location monitoring technology as directed by Pretrial Services or the supervising officer.
- () (51B) Voice Recognition monitoring.
- () (51C) Radio Frequency (RF) monitoring.
- () (51D) Global Positioning Satellite (GPS) monitoring.
- () (52) The defendant shall not tamper with, damage, or remove the monitoring device and shall charge the said equipment according to the instructions provided by Pretrial Services or the supervising officer.
- () (53) The defendant shall pay all or part of the cost of the location monitoring program based upon his/her ability to pay as determined by Pretrial Services or the supervising officer.

INTERNET ACCESS AND COMPUTERS

- (✓) (54) The defendant shall not have access to computers or connecting devices which have Internet, Instant Messaging, IRC Servers and/or the World Wide Web, including but not limited to: PDA's, Cell Phones, iPods, iPads, Tablets, E-Readers, Wii, PlayStation, Xbox or any such devices, at home, place of employment, or in the community.
- () (55) The defendant may only use authorized computer systems at his/her place of employment for employment purposes.
- () (56) The defendant shall refrain from possession of pornography or erotica in any form or medium.

FINANCIAL

- () (57) The defendant shall not obtain new bank accounts or lines of credit.
- () (58) The defendant shall not act in a fiduciary manner on behalf of another person.
- () (59) The defendant shall not use any identifiers, access devices, or accounts, unless under his/her true name.
- () (60) The defendant shall not solicit monies from investors.
- (✓) (61) The defendant shall disclose financial information as directed by Pretrial Services or the supervising officer.
- () (62) The defendant shall reimburse the Treasury of the United States for the cost of _____ (name of attorney) representation at the rate of \$_____ per _____, payable to the Clerk of the Court for deposit in the Treasury, as follows:
- _____
- _____

SEARCH

- () (63) The defendant shall be subject to search of person, residence and/or vehicle as directed by Pretrial Services or the supervising officer to ensure compliance with these conditions.

OTHER PROHIBITED ACTIVITIES

- () (64) The defendant shall refrain from gambling or entering any establishment whose primary business involves gambling activities.
- () (65) The defendant is prohibited from entering any establishment whose primary source of business involves pornography, erotica, or adult entertainment.
- () (66) The defendant shall withdraw from any interest, in any state, that he/she may have in any business which is related to the sale, distribution, manufacture or promotion of marijuana or synthetic marijuana. This includes other dispensaries or paraphernalia stores.
- () (67) The defendant shall not obtain or renew a "medical marijuana" card within the State of Nevada or any other state.
- () (68) All aspects of the _____ dispensary shall be closed.
- () (69) All promotion, web sites and advertising associated with the establishment should be discontinued.
- () (70) The defendant shall seek and maintain full time employment outside the field of marijuana and hydroponics.
- () (71) The defendant shall have no involvement whatsoever in any medical marijuana program, to include consulting, manufacture, or dispensing of controlled substances, either voluntary or in return for compensation, nor can defendant be involved with individuals seeking a doctor's recommendation.
- () (72) The defendant shall not visit or associate with any hydroponic, paraphernalial or dispensing stores.
- () (73) The defendant shall have no involvement in the referral of medical marijuana.

OTHER CONDITIONS

- (✓) (74) The defendant shall abide by other conditions as noted below:

-Defendant must not open any new financial accounts.

ADVICE OF PENALTIES AND SANCTIONS

TO THE DEFENDANT:

Frederick Thomas 2:17-cr-306-JCM-PAL

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (*i.e.*, in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more - you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years - you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony - you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor - you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of the Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.

[Signature]

Defendant's Signature

LAS VEGAS, NV

City and State

Directions to the United States Marshal

- (☒) The defendant is ORDERED released after processing.
- () The United States marshal is ORDERED to keep the defendant in custody until notified by the clerk or judge that the defendant has posted bond and/or complied with all other conditions for release. If still in custody, the defendant must be produced before the appropriate judge at the time and place specified.

Date:

April 13, 2018*[Signature]*

Judicial Officer's Signature

Nancy J. Koppe
United States Magistrate Judge

Printed name and title

EXHIBIT D



Name: THOMAS, FREDERICK
 Register Number: 56341-018
 Security/Custody: MINIMUM/COM
 Projected Release: 07-24-2018 / 3621E CMPL

Institution: MONTGOMERY FPC
 MAXWELL AIR FORCE
 BASE
 MONTGOMERY, AL 36112
 Telephone: (334) 293-2100
 Fax: 334-293-2329

Next Review Date: 01-21-2018
 Next Custody Review Date: 06-07-2018
 Age/DOB/Sex: 37 / 09-23-1980 / M
 CIM Status: Y
 If yes, reconciled: Y

Driver's License/State: /
 FBI Number: 115563RB6
 DCDC Number:
 INS Number:
 PDID Number:
 Other IDs:

Release Residence: Frederick D Thomas, Father
 12004 E 78TH ST
 RAYTOWN, MO 64138
 Telephone: (816) 820-0479

Release Employer: thru RRC services
 [Address]
 [POC]
 Telephone: [Phone]

Primary Emergency Contact: Joi Thomas, Sister
 1212 Fox Grove Court
 Orlando, FL 32828
 Telephone: (310) 461-2097

Secondary Emergency Contact: [POC]
 [Address]
 Telephone:

Mentor Information:

Controlling Sentence Information:

Offense(s)/Violator Offenses	Sentence	Sentencing Procedure	Supervision Term
	60 MONTHS	3559 PLRA SENTENCE	3 YEARS

Controlling Sentence Began	Time Served/Jail Credit/Inoperative Time	Days GCT/EGT/SGT	Days FSGT/WSGT/DGCT	Parole Status
03-20-2015	2 YEARS 7 MONTHS 16 DAYS / 4 / 0	235 / 0 / 0	0 / 0 / 0	Hearing Date: NOT ENTERED Hearing Type: Last USPC Action:

Detainers: N

Special Parole Term: NOT ENTERED

Pending Charges: None known

Cim Status: Y

Cim Reconciled: Y

Financial Responsibility	Imposed	Balance	Case No./Court of Jurisdiction	Assgn/Schedule Payment
ASSESSMENT	\$200.00	\$0.00	2:12-CR-04-APG-GWF-2 Nevada	FINANC RESP-PARTICIPATES 50% MONTHLY
RESTITUTION FEDERAL VICTIM & NON-FEDERAL VICTIM	\$50893166.35	\$50892681.27	2:12-CR-04-APG-GWF-2 Nevada	

Financial Plan Active: Y
 Financial Plan Date: 06-02-2015
 Comm Dep-6 mos: \$2105.36
 Commissary Balance: \$22.96

Payments

Commensurate: Y
 Missed: N

Judicial Recommendations: close to Orlando / Work Camp / none

Special Conditions of: no new credit or online access, access to financial info and computer, no contact with

INMATE SKILLS DEVELOPMENT PLAN**PROGRAM REVIEW: 10-31-2017****Supervision:**

codefendants/associates, submit to searches, no f/a or weapons, no aliases, complete offender employment program

USPO Chad R. Boardman, Chief
Sentencing: Nevada Probation Office
 Foley Federal Building
 300 Las Vegas Boulevard South Room 2-240
 Las Vegas, NV 89101-5813
Phone/Fax: 702-527-7300 / 702-527-7345

USPO Kevin Lyon, Chief
Relocation: Missouri Western Probation Office
 Charles Evans Whittaker United States Courthouse
 400 East Ninth Street Room 4510
 Kansas City, MO 64106
Phone/Fax: 816-512-1300 / 816-512-1313

Subject to 18 U.S.C. 4042(B) Notification:

N

DNA Required:

Y - [Date]

Treaty Transfer Case:

[Y,N]

Profile Comments:

none

EDUCATION DATA

Facility	Assignment	Description	Start Date	Stop Date
MON	ESL HAS	ENGLISH PROFICIENT	03-26-2015	CURRENT
MON	GED HAS	COMPLETED GED OR HS DIPLOMA	03-26-2015	CURRENT

COMPLETED EDUCATION COURSES

Course Description	Completion Date	Course Hours
CREDIT AWARENESS(6-8PM)	07-03-2017	12
JOB FAIR INTERVIEW	04-03-2017	16
BUSINESS DEVELOPMENT (6-8PM)	04-06-2017	24
#6 COMMUNICATION SKILLS (6PM)	01-31-2017	4
PUBLIC SPEAKING I (6PM)	03-08-2017	10
#6 ANGER MANAGEMENT	03-08-2017	8
#2 CAREER PLANNING	03-03-2017	1
#6 VICTIM IMPACT	03-15-2017	0
#3 MONEY MANAGEMENT SKILLS	02-17-2017	1
#6 STRESS MANAGEMENT	02-10-2017	1
#5 RELEASE REQUIREMENTS RPP	01-24-2017	1
#4 QUARTERLY RPP SEMINAR	01-24-2017	6
#2 JOB INFORMATION FAIR	01-24-2017	1
#1 AIDS AWARENESS	12-13-2016	1
REAL ESTATE 2 CLASS @ FPC	04-08-2016	18
CONSUMER CREDIT CLASS @ FPC	04-08-2016	18
REAL ESTATE CLASS @ FPC	12-29-2015	18
BUSINESS DEV. CLASS @ FPC	12-29-2015	18
NON-RES DRUG GROUP	12-21-2015	40
PARENTING CLASS 1 @ FPC	12-10-2015	18

BUSINESS MANAGEMENT CLASS @FPC					10-02-2015	18
INTER. PERSONAL FINANCE @ FPC					10-02-2015	18
GRANT WRITING CLASS @ FPC					06-26-2015	18
RPP#1 AIDS AWARENESS					03-25-2015	1
HIGH TEST SCORES						
Test	Subtest	Score	Test Date	Test Faci	Form	State
Inmate has no score history items in this area						

WORK DATA				
Facility	Assignment	Description	Start Date	Stop Date
MON	ACSC-01	CUSTODIAL	10-20-2017	CURRENT
WORK HISTORY				
Facility	Assignment	Work Assignment Description	Start Date	Stop Date
Inmate has no work history items in this area				

DISCIPLINE HISTORY				
UDC / DHO	Hearing Date	Report No.	Prohibited Act / Description	Sanction
Inmate has no disciplinary history items in this area				

MOVEMENT DATA				
Facility	Assignment	Description	Start Date	Stop Date
MON	A-DES	DESIGNATED, AT ASSIGNED FACIL	08-29-2017	CURRENT
MOVEMENT HISTORY				
Facility	Assignment	Start Date	Stop Date	
MON	DESIGNATED, AT ASSIGNED FACIL	04-24-2017	08-29-2017	

CASE MANAGEMENT ASSIGNMENTS				
Facility	Assignment	Description	Start Date	Stop Date
MON	RPP UNT C	RELEASE PREP UNIT PGM COMPLETE	02-23-2017	CURRENT
MON	THR COMP	THRESHOLD COMPLETED	04-20-2016	CURRENT
MON	V94 COA913	V94 CURR OTHER ON/AFTER 91394	03-31-2015	CURRENT
MON	RPP PART	RELEASE PREP PGM PARTICIPATES	03-31-2015	CURRENT



MEDICAL DUTY STATUS ASSIGNMENTS				
Facility	Assignment	Description	Start Date	Stop Date
MON	NO PAPER	NO PAPER MEDICAL RECORD	03-23-2015	CURRENT
MON	YES F/S	CLEARED FOR FOOD SERVICE	03-23-2015	CURRENT

INMATE SKILLS DEVELOPMENT PLAN

PROGRAM REVIEW: 10-31-2017

DAILY LIVING

*** Disregard Response Summary and utilize only the Progress & Goals section ***

	<ul style="list-style-type: none"> ⊕ housing upon release ⓘ supervision district is a relocation ⓘ anticipated housing plan NOT approved by USPO(s) ⓘ no concerns with anticipated housing plan
5. 	RESIDENTIAL REENTRY CENTER (RRC) PLACEMENT <ul style="list-style-type: none"> ⓘ recommended or ordered for RRC placement ⓘ recommended date: 12-05-2017
	FAMILY CARE <ul style="list-style-type: none"> ⊕ not responsible for obtaining child care for any dependent children upon release ⊕ not responsible for obtaining elder care for any dependent(s) upon release ⊕ not responsible for obtaining any other special services for dependents upon release
Progress and Goals	
<p>Previous TEAM 10-31-2017</p> <p>No recommendations at this team.</p> <p>Current TEAM</p>	